

XO Communications, Inc.



EX PARTE OR LATE FILED

April 10, 2001

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

ORIGINAL

Mr. Jeff Dygert, Assistant Chief  
Common Carrier Bureau  
Federal Communications Commission  
445 Twelfth Street, SW  
Washington, DC 20554

Re: Notice of Ex Parte Presentation:  
Access Charge Reform, CC Docket No. 96-262; Mandatory Detariffing of CLEC  
Interstate Access Services, DA 00-1268

Dear Mr. Dygert:

This letter responds to the disingenuous claim made by AT&T in an ex parte notice filed on April 3, 2001 in the above referenced dockets.<sup>1</sup>

In its ex parte, AT&T argues against a reasonable transition period for CLEC access charges and requests that the FCC adopt a flash cut approach in which CLEC access charges would be reduced immediately to 1.2 cents followed by a further prescriptive cut down to ILEC rates within one year.<sup>2</sup> AT&T is hypocritically requesting a faster transition for CLEC access charge reductions than other inter-carrier compensation mechanisms, including the pending reciprocal compensation proceeding where AT&T will potentially receive hundreds of millions of dollars of revenue. AT&T tries to rationalize its inconsistent position by claiming that carriers like XO Communications would gain an unjust competitive benefit from even a reasonable transition period implementing access rate reductions.

AT&T's claim is misleading and misdirected. For the record, XO's average interstate access rate across all of its access markets nationwide is 3.1 cents. Rather than focus on reasonable industry players such as XO, we urge AT&T to examine the practices of its own subsidiaries, such as ACC. As the attached tariff pages show, ACC, which is in fact AT&T, charges more than seven (7) cents a minute for interstate

<sup>1</sup> AT&T Notice of Ex Parte Presentation, Robert W. Quinn, Vice President, Federal Government Affairs, Access Charge Reform, CC Docket No. 96-262; Request for Emergency Relief of the Minnesota CLEC Consortium and the Rural Independent Competitive Alliance, DA-1067; Mandatory Detariffing of CLEC Interstate Access Services, DA 00-1268 (filed April 3, 2001).

<sup>2</sup> In direct contrast to AT&T's position regarding the transition period for CLEC access charges, AT&T has vigorously advocated for "a meaningful transition" for any modification of the application of reciprocal compensation to ISP-bound traffic. See, AT&T Notice of Ex Parte Presentation, Robert W. Quinn, Vice President, Federal Government Affairs, Inter-Carrier Compensation for ISP Bound Traffic, CC Docket 96-68 (filed March 16, 2001).

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switched access. ACC's interstate access rates are not only well over 1000% higher than ILEC rates but are also 225% higher than XO's rates.

AT&T is rightfully concerned with exorbitant interstate access rates charged by outlier companies and the competitive advantage that could potentially result to certain CLECs. On this basis, XO supports a 60% CLEC access charge reduction to .025 and a transition period that parallels the remainder of the existing 5-year ILEC access charge reduction "CALLS" plan.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'R. Gerard Salemm', is written over a horizontal line.

R. Gerard Salemm  
Senior Vice President, External Affairs

Attachment

cc: D. Attwood  
K. Dixon  
S. Feder  
J. Goldstein  
S. Whitesell

# ACC Interstate Access Rate

## FCC # 1 Tariff

Effective Date: March 30, 1996

As of April 9, 2001

|                                     |                         |              | <b>Rates</b> | <b>Originating<br/>Rate per MOU</b> | <b>Terminating<br/>Rate per MOU</b> |
|-------------------------------------|-------------------------|--------------|--------------|-------------------------------------|-------------------------------------|
| Carrier Common Line                 |                         |              | \$0.000000   | \$0.000000                          | \$0.000000                          |
| Local Switching                     |                         |              | \$0.045700   | \$0.045700                          | \$0.045700                          |
| Shared End Office Trunk Port        |                         |              | \$0.000000   | \$0.000000                          | \$0.000000                          |
| Information Surcharge               |                         |              | \$0.000000   | \$0.000000                          | \$0.000000                          |
| PICC                                |                         |              | \$0.000000   | \$0.000000                          | \$0.000000                          |
| <b>Total Switching per MOU</b>      |                         |              |              | <b>\$0.045700</b>                   | <b>\$0.045700</b>                   |
|                                     | <b>% NL<br/>Revenue</b> | <b>Miles</b> |              |                                     |                                     |
| Interconnect - TIC/RIC              |                         |              | \$0.008640   | \$0.008640                          | \$0.008640                          |
| Tandem Transport (per min.)         | 100%                    |              | \$0.014700   | \$0.014700                          | \$0.014700                          |
| Tandem Facilities (per min/mi.)     | 100%                    | 10           | \$0.000125   | \$0.001250                          | \$0.001250                          |
| Tandem Switching (per min.)         | 0%                      |              | \$0.000000   | \$0.000000                          | \$0.000000                          |
| <b>Total Transport per MOU</b>      |                         |              |              | <b>\$0.024590</b>                   | <b>\$0.024590</b>                   |
| <b>TOTAL END OFFICE + TRANSPORT</b> |                         |              |              | <b>\$0.070290</b>                   | <b>\$0.070290</b>                   |

ACCESS SERVICES

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## 5. RATES AND CHARGES (cont'd)

|                                      | <u>Actual</u> |
|--------------------------------------|---------------|
| 5.3 800 Database Access Service      |               |
| Base Query, per query                | \$0.0042      |
| Vertical Features:                   |               |
| 800 to POTS translation,             |               |
| per query                            | 0.0016        |
| all other, per query                 | 0.0035        |
| 5.4 Billing Name and Address Service |               |
| Service Establishment Charge         | 150.00        |
| (non-recurring)                      |               |
| Request, per telephone number        | 0.25          |
| 5.5 Access Order Charge,             |               |
| (non-recurring)                      | 105.00        |
| 5.6 Installation Charge,             |               |
| (non-recurring)                      | 12.00         |
| 5.7 Network Blocking,                |               |
| per call blocked                     | .0077         |

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Issued: March 29, 1996

Effective: March 30, 1996

Director of Regulatory Affairs  
400 West Avenue  
Rochester, New York 14611